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**JUN 21 2007**

**OFFICE OF PETITIONS**

In re Application of  
Mark A. Michalicek  
Application No. 10/690,159  
Filed: October 16, 2003  
Attorney Docket No. AFD 625

**ON PETITION**

This is a decision on the second renewed petition under 37 CFR 1.137(a) filed March 20, 2006.

The petition is **GRANTED**.

This application became abandoned for failure to timely reply to the restriction/election requirement mailed April 8, 2005, which set a shortened period for reply of one month from its mailing date. A response was not received within the allowable period, and the application became abandoned on May 9, 2005. A Notice of Abandonment was mailed on May 9, 2005. A petition under 37 CFR 1.137(a) was first filed on October 24, 2005, and dismissed by a decision mailed November 2, 2005. A renewed petition was filed on December 23, 2005, and dismissed by a decision mailed January 25, 2006.

Petitioner has established that a response to the election/restriction requirement was mailed on April 28, 2005.

The file is now being directed to Technology Center 2800, GAU 2818 for further processing, including processing of the copy of the election filed October 24, 2005.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin  
Petitions Attorney  
Office of Petitions